

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO. 023533/0102

In re patent application of

Cesar M. COMPADRE et al.

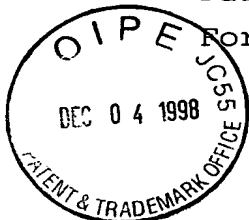
Serial No. 08/840,288

Group Art Unit: 1731

Filed: April 14, 1997

Examiner: CHIN, P.

For: METHOD FOR THE BROAD SPECTRUM PREVENTION AND
REMOVAL OF MICROBIAL CONTAMINATION OF FOOD
PRODUCTS BY QUANTERNARY AMMONIUM COMPOUNDS



TERMINAL DISCLAIMER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Your Petitioner, University of Arkansas, University Tower Building, 1123 South University, Suite 601, Little Rock, AR 72204, represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 08/840,288, filed April 14, 1997, which is a continuation-in-part of U.S. Patent Application Serial No. 08/631,578, filed April 12, 1996, by virtue of an Assignment filed and recorded on October 16, 1997, on Reel 8764, Frame 0755, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX A. Further, your Petitioner represents that it is the owner of U.S. Patent Application Serial No. 08/631,578, filed April 12, 1996, by virtue of an Assignment filed and recorded on June 10, 1996, on Reel 7988, Frame 0933, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX B.

Your Petitioner, University of Arkansas, hereby disclaims the terminal part of the term of any patent

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granted on the above-identified application which would extend beyond the full statutory term, as presently shortened by any terminal disclaimer, of U.S. Serial No. 08/631,578, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Serial No. 08/631,578, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above-identified application, prior to the full statutory term of U.S. Serial No. 08/631,578 as defined in 35 USC §§154-156 and 173, in the event that U.S. Serial No. 08/631,578: expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise deemed not to provide the rights conveyed by 35 USC §154 prior to the full statutory term of U.S. Serial No. 08/631,578 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any extension or restoration of term relating to any patent granted on the above-identified application, which extension or restoration is effected under 35 U.S.C. §§155, 155A or 156 or any other applicable statute.

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The undersigned, being the Attorney of Record for the above-identified application and duly authorized to act on behalf of Petitioner, certifies that she has reviewed the Assignment(s) described above, and to the best of her knowledge and belief, legal title in the above-identified application rests with Petitioner, University of Arkansas.

The undersigned declares that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date: December 4, 1998

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For: University of Arkansas